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6 GILBERT GALAVIZ

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 GILBERT GALAVIZ,

15 Defendant.
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Case No. 1:20-cr-00005 JLT-SKO

**STIPULATION TO CONTINUE
SENTENCING; ORDER THEREON**

Date: April 14, 2023

Time: 9:00 a.m.

Judge: Hon. Jennifer L. Thurston

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19 **IT IS HEREBY STIPULATED** by and between the parties through their respective
20 counsel that the status conference regarding Gilbert Galaviz' participation in the Delancey Street
21 program scheduled for October 14, 2022 may be may be continued to April 14, 2023, or the
22 soonest time thereafter convenient to the court.

23 On October 22, 2021, Mr. Galaviz appeared for sentencing. See Dkt. #54. At that time
24 sentencing was vacated to permit Mr. Galaviz to participate in the two-year Delancey Street
25 residential treatment program, and Galaviz was released to the program on October 29, 2020.
26 See Dkt. #56. Mr. Galaviz has been residing at and participating in the Delancey Street program
27 since that date.

28 On October 11, 2022, Kevin Mitchel, a paralegal with the Office of the Federal Defender

1 communicated with Delancey Street regarding Mr. Galaviz progress. An assistant to Dr. Mimi
2 Silbert, Delancey Street President and CEO, advised Mr. Mitchel; "He's great, actually! Gilbert,
3 that is. Becoming accountable and working hard. He's trying hard and it's good to see." We have
4 requested a verifying letter from Delancey Street, and we are awaiting receipt. Given that Mr.
5 Galaviz remains at the program and is doing well, the parties are requesting a further continuance
6 of sentencing while Mr. Galaviz' participates in the Delancey Street program. As Mr. Galaviz is
7 pending sentencing, no exclusion of time is necessary

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9 PHILLIP A. TALBERT
United States Attorney

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11 DATED: October 12, 2022

By /s/ Laurel J. Montoya
LAUREL J. MONTOYA
Assistant United States Attorney
Attorneys for Plaintiff

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14 HEATHER E. WILLIAMS
Federal Defender

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16 DATED: October 12, 2022

By /s/ Eric V. Kersten
ERIC V. KERSTEN
Assistant Federal Defender
Attorneys for Defendant
GILBERT GALAVIZ

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19 **ORDER**

20 For the reasons set forth above sentencing is continued to
21 April 14, 2023.

22 IT IS SO ORDERED.

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24 Dated: **October 12, 2022**


UNITED STATES DISTRICT JUDGE